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EW 2131

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/758,242	
	Filing Date	January 12, 2001	
	First Named Inventor	Bhattacharya et al.	
	Art Unit	2131	
	Examiner Name	Kaveh Abrishamkar	
Total Number of Pages in This Submission	2	Attorney Docket Number	9432-000128

ENCLOSURES (check all that apply)				
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Response to Notice of Non-Compliant Amendment, Acknowledgement Postcard.		
<table border="1"><tr><td>Remarks</td><td>The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.</td></tr></table> <p style="text-align: center;">EV 570 165 040 US</p>			Remarks	The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name	Timothy D. MacIntyre
		Reg. No.	42,824
Signature			
Date	April 21, 2005		

CERTIFICATE OF TRANSMISSION/MAILING			
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Typed or printed name	Michelle A. Smith	Express Mail Label No.	EV 570 165 040 US (4/21/2005)
Signature		Date	April 21, 2005

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/758,242
Filing Date: January 12, 2001
Applicant: Bhattacharya et al.
Group Art Unit: 2131
Examiner: Kaveh Abrishamkar
Title: Encryption Scheme for Limiting the Maximum Number of
Accesses to a Digital File of Predetermined Content
Attorney Docket: 9432-000128

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

In response to the Notice of Non-compliant Amendment mailed March 31, 2005, please consider the remarks set forth below.

The Examiner asserts that Claims 21-23 were added to the application without any argument in support of patentability. Claims 21-23 depend from independent Claim 11 of the present application. With respect to Claim 11, Applicant presented arguments and amendments distinguishing this claim from the relied upon reference in its reply filed on November 24, 2004. For these reasons, it is respectfully submitted that Claim 11, along with claims depending therefrom including Claims 21-24, defines patentable


subject matter. Applicant also notes that Claims 21-24 further define the decryption procedure in a manner that is not disclosed in the relied upon references. For this additional reason, Claims 21-24 defines patentable subject matter.

Applicant therefore respectfully requests that the Examiner reconsider and withdraw all presently outstanding rejections. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this amendment is respectfully requested.

If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: APRIL 21, 2005

By: 

Timothy D. MacIntyre
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